

RECEIVED  
CENTRAL FAX CENTER

JUN 05 2006

PATENT  
Attorney Docket No. 215851

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Ikemoto et al.

Application No. 10/086,076

Group Art Unit: 1621

Filed: February 28, 2002

Examiner: M. L. Shippen

For: PRODUCTION METHOD OF CITALOPRAM,  
INTERMEDIATE THEREFOR AND PRODUCTION  
METHOD OF THE INTERMEDIATE

COPY

## INFORMATION DISCLOSURE STATEMENT

Mail Stop  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Pursuant to 37 CFR 1.97 and 1.98, the references listed on the enclosed Form PTO-1449 and/or Substitute Form PTO-1449 ("Form 1449") are submitted for consideration by the Examiner in the examination of the above-identified patent application.

The full consideration of the references in their entirety by the Examiner is respectfully requested and encouraged. Also, it is respectfully requested that the references be entered into the record of the present application and that the Examiner place his or her initials in the appropriate area on the enclosed Form 1449, thereby indicating the Examiner's consideration of each of the references.

The submission of the references listed on the Form 1449 is for the purpose of providing a complete record and is not a concession that the references listed thereon are prior art to the invention claimed in the patent application. The right is expressly reserved to establish an invention date earlier than the above-identified filing date in order to remove any reference submitted herewith as prior art should it be deemed appropriate to do so.

Further, the submission of the references is not to be taken as a concession that any reference represents art that is relevant or analogous to the claimed invention. Accordingly, the right to argue that any reference is not properly within the scope of prior art relevant to an examination of the claims in the above-identified application is also expressly reserved.

The Information Disclosure Statement is being filed:

within any one of the following time periods: (a) within three months of the filing date of a national application other than a continued prosecution application under 37 CFR 1.53(d); (b) within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 of an international application; (c) before the mailing date

06/06/2006 AKELECHI 00000074 121216 10086076

01 FC:1806 180.00 DA

In re Appln. of Ikemoto et al.  
Application No. 10/086,076

of a first Office Action on the merits; or (d) before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

after (a), (b), (c) or (d) above, but before the mailing date of a final action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an action that otherwise closes prosecution in the application, and includes one of:

the Statement under 37 CFR 1.97(e) (see "Statement under 37 CFR 1.97(e)" below).  
*or*  
 the fee of \$180 set forth in 37 CFR 1.17(p) (see "Fees" below).

after the mailing date of a final action under 37 CFR 1.113 or a Notice of Allowance under 37 CFR 1.311, or an action that otherwise closes prosecution in the application, and on or before payment of the issue fee, and includes the Statement under 37 CFR 1.97(e) (see "Statement under 37 CFR 1.97(e)" below), and the fee of \$180 as set forth in 37 CFR 1.17(p) (see "Fees" below).

after the mailing date of a Notice of Allowance under 37 CFR 1.311, and on or before payment of the issue fee, and within thirty days of receiving each item of information contained in the Information Disclosure Statement, and includes the Statement under 37 CFR 1.704(d) (see "Statement under 37 CFR 1.704(d)" below), and the fee of \$180 as set forth in 37 CFR 1.17(p) (see "Fees" below).

NOTE: This is for original applications except applications for a design patent, filed on or after May 29, 2000, wherein a paper containing only an Information Disclosure Statement in compliance with 37 CFR 1.97 and 1.98 is being filed.

#### Copies of the References

Copies of the references listed on the enclosed Form 1449 are enclosed herewith. Attached to each reference not in the English language is a concise explanation of the relevance pursuant to 37 CFR 1.98(a)(3). An English-language equivalent/patent, or an English-language abstract, or an English-language version of the search report or action by a foreign patent office in a counterpart foreign application indicating the degree of relevance found by the foreign office is being submitted in lieu of a concise explanation of the relevance pursuant to 37 CFR 1.98(a)(3).

A copy of the foreign search report is enclosed herewith.

The references listed on the enclosed Form 1449 were previously identified in the parent application(s) of the present application, and copies of the references were furnished at that time. Accordingly, additional copies of the references are not submitted herewith, so as not to burden the file with duplicate copies of references. The Examiner is respectfully requested to carefully review the references in accordance with the requirements set out in the Manual of Patent Examining Procedure. In accordance with 37 CFR 1.98(d), the details of the parent application(s) relied upon for an earlier filing date under 35 USC 120 in which copies of the references were previously furnished are set out below:

In re Appln. of Ikemoto et al.  
Application No. 10/086,076

U.S. APPLICATION NUMBER		STATUS (check one)		
U.S. APPLICATION NUMBER		FILED	PENDING	ABANDONED
1.				
2.				
3.				

**Statement under 37 CFR 1.97(e)**

The undersigned hereby states that each item of information contained in the Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign patent application not more than three months prior to the filing of the Information Disclosure Statement.

The undersigned hereby states that no item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign patent application, and, to the knowledge of the undersigned after making reasonable inquiry, no item of information contained in the Information Disclosure Statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.

**Statement under 37 CFR 1.704(d)**

The undersigned hereby states that each item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application and that this communication was not received by any individual designated in 37 CFR 1.56(c) more than thirty days prior to the filing of the Information Disclosure Statement.

**Fees**

No fee is owed by the applicant(s).

The IDS Fee of \$180 under 37 CFR 1.17(p) is enclosed herewith.

**Method of Payment of Fees**

Attached is a check in the amount of \$ .

Charge Deposit Account No. 12-1216 in the amount of \$180.00. (A duplicate copy of this communication is enclosed for that purpose.)

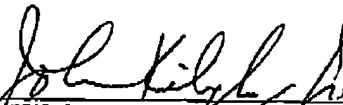
**Authorization to Charge Additional Fees**

If any additional fees are owed in connection with this communication, please charge Deposit Account No. 12-1216. (A duplicate copy of this communication is enclosed for that purpose.)

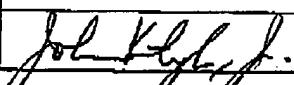
In re Appln. of Ikemoto et al.  
Application No. 10/086,076

**Instructions as to Overpayment**

Credit Account No. 12-1216.  
 Refund

  
John Kilyk, Jr., Reg. No. 30,763  
LEYDIG, VOIT & MAYER, LTD.  
Two Prudential Plaza, Suite 4900  
180 North Stetson  
Chicago, Illinois 60601-6780  
(312) 616-5600 (telephone)  
(312) 616-5700 (facsimile)

Date: August 27, 2003

<b>CERTIFICATE OF MAILING UNDER 37 CFR 1.10</b>			
I hereby certify that this INFORMATION DISCLOSURE STATEMENT and all accompanying documents are being deposited with the United States Postal Service on August 27, 2003, in an envelope as "EXPRESS MAIL POST OFFICE TO ADDRESSEE" service under 37 CFR 1.10, Mailing Label Number EV 329750817 US, addressed to: Mail Stop , Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.			
Name (Print/Type)	John Kilyk, Jr.		
Signature		Date	August 27, 2003

LAW OFFICES  
**LEYDIG, VOIT & MAYER, LTD.**  
TWO PRUDENTIAL PLAZA, SUITE 4900  
CHICAGO, ILLINOIS 60601-6780

RECEIVED  
CENTRAL FAX CENTER  
**JUN 05 2006**

TELEPHONE: (312) 616-5600

TELECOPY: (312) 616-5700 (G3)  
(312) 849-0495 (G4)**FACSIMILE COVER SHEET**

---

DATE: JUNE 5, 2006NUMBER OF PAGES (INCLUDING  
THIS TRANSMITTAL COVER SHEET): 34

---

LVM REFERENCE: 215851

---

FROM: JOHN KILYK, JR./KAS  
REGISTRATION NO. 30,763

DIRECT LINE: (312) 616-5665

---

To: COMMISSIONER FOR PATENTS  
P.O. BOX 1450  
ALEXANDRIA, VA 22313-1450

---

FACSIMILE NUMBER: (571) 273-8300**RETRANSMISSION**

Initially submitted August 27, 2003

---

IN RE APPLN. OF: IKEMOTO ET AL  
APPLICATION NO. 10/086,076  
FILED: FEBRUARY 28, 2002

ATTORNEY DOCKET: 215851

**ATTACHED PLEASE FIND THE FOLLOWING DOCUMENTS:**

- COPY OF INFORMATION DISCLOSURE STATEMENT [4 PAGES (INITIALLY SUBMITTED AUG. 27, 2003)]
- COPY OF FORM-1449 [1 PAGE (INITIALLY SUBMITTED AUG. 27, 2003)]
- COPY OF FOREIGN SEARCH REPORT [2 PAGES (INITIALLY SUBMITTED AUG. 27, 2003)]
- EXPRESS MAILING LABEL, DATED AUG. 27, 2003 [1 PAGE]
- USPTO-STAMPED RETURN RECEIPT POSTCARD [1 PAGE]
- REFERENCE AW [WO 01/85712]

---

A confirmation copy of the transmitted document will: Not be sent. This will be the only form of delivery of the transmitted document.

---

The information contained in this facsimile transmission is intended only for the use of the individual or entity named above and those properly entitled to access to the information and may contain information that is privileged, confidential, and/or exempt from disclosure under applicable law. If the reader of this transmission is not the intended or an authorized recipient, you are hereby notified that any unauthorized distribution, dissemination, or duplication of this transmission is prohibited. If you have received this transmission in error, please immediately notify us by telephone or facsimile. Thank you.

Please type a plus sign (+) inside this box →

COPY

**Substitute for form 1449A/B/PTO**

## **INFORMATION DISCLOSURE STATEMENT BY APPLICANT**

*(Use as many sheets as necessary)*

Sheet 1 of 1

Attorney Docket Number 215851

U.S. PATENT DOCUMENTS

## **FOREIGN PATENT DOCUMENTS**

**OTHER - NON PATENT LITERATURE DOCUMENTS**

Examiner Initials	Doc. No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number (s), publisher, city and/or country where published.	Translation
			Yes
			No++

**Examiner Signature**

**Date Considered**

- A concise statement of relevance is being submitted in lieu of a translation. 37 CFR 1.98(a)(3).
- An English-language equivalent/patent, or an English-language abstract, or an English-language version of the search report or action by a foreign patent office in a counterpart foreign application indicating the degree of relevance found by the foreign office is being submitted in lieu of a concise explanation of relevance under 37 CFR 1.98(a)(3).